

City Council Work Session

Tuesday, February 21, 2012

6:00 p.m.

City Council Chambers – Rouss City Hall

PRESENT: President Jeff Buettner; Councilor Evan Clark, John Tagnesi, Les Veach and John Willingham; Vice-President Art Major; Vice-Mayor Milt McInturff (7)
ABSENT: Councilor John Hill; Mayor Elizabeth Minor (2)

Items for Discussion:

Department of Social Services Annual Report

Social Services Advisory Board Chairman Allyson Pate and Department of Social Services Director Carla Taylor presented the Department of Social Services Annual Report.

Councilor John Hill arrived at 6:07 p.m.

R-2012-09: Resolution – Authorizing a letter of support for a Low Income Housing Tax credit application for the renovation of Bellview apartments

Jim Deskins, Director of Economic Redevelopment, presented a resolution authorizing the City Manager to submit a letter of support for the application of Low Income Housing Tax Credits. The credits will be used in the total renovation of the building and site of the Bellview Apartments which have received a lot of scrutiny from City departments.

Vice-President Willingham asked whether the applicant is applying for the 4% or the more competitive 9%. Mr. Deskins answered the 9% and stated the project development will be contingent on receiving the tax credit.

Vice-President Willingham asked when the property will be redeveloped if on schedule. Mr. Deskins stated it would take about 1 – 1 ½ years. The applicant stated if the allocation is received in December, the renovations would begin in the 1st to 2nd quarter of 2013 and be complete in 9 months.

Councilor Major asked how overcrowding issues will be resolved. The applicant stated the program allows only 2 individuals per bedroom. Everyone who applies will go through a criminal background and credit check to find out as much about the person as possible. If they don't comply with the program, the money could be taken back.

Councilor Major moved to forward R-2012-09 to Council. *The motion was seconded by Councilor Veach then approved 8/o.*

Requests for Home Funds

DSS Director Carla Taylor presented 5 requests for funding through the HOME funds and asked Council for their input on whether or not the City would support the requests.

Councilor Clark moved to forward the requests to Council. *The motion was seconded by Councilor Hill then unanimously approved 8/o.*

O-2012-04: AN ORDINANCE TO ADOPT SECTION 5-6.3 OF THE WINCHESTER CITY CODE PERTAINING TO CONFINEMENT OF ANIMALS IN VEHICLES PROHIBITED

Police Chief Kevin Sanzenbacher presented the ordinance to allow officers to remove animals locked in a vehicle on warm days where the temperature in the vehicle could cause danger to the animal.

Councilor Veach moved to forward O-2012-04 to Council. *The motion was seconded by Vice-President Willingham then unanimously approved 8/o.*

O-2012-05: AN ORDINANCE TO AUTHORIZE THE MANAGER TO EXECUTE A LETTER OF AGREEMENT WITH SHENANDOAH PERSONAL COMMUNICATIONS COMPANY ("SHENTEL") FOR THE TEMPORARY USE OF CITY PROPERTY FOR THE PURPOSE OF ERECTING A MOBILE TELECOMMUNICATIONS FACILITY – CELL ON WHEELS ("COW") ON PROPERTY OWNED BY THE CITY OF WINCHESTER AT THE SOUTH END OF THE TIMBROOK ANNEX DURING THE 2012 APPLE BLOSSOM FESTIVAL

Emergency Management Coordinator Lynn Miller presented an ordinance to allow Shentel to use the south end of the Timbrook property during the Apple Blossom Festival. The cellular circuits become overloaded during the festival and this would help to alleviate issues for public safety personnel who use cell service during the festival.

Vice-President Willingham moved to forward O-2012-05 to Council. *The motion was seconded by Councilor Clark then unanimously approved 8/o.*

R-2012-07: Resolution – Authorization to accept a grant in a collaborative effort with the Winchester SPCA and Frederick and Clarke Counties to obtain equipment and supplies necessary to address the sheltering of pets

Mr. Miller presented a request for authorization to accept a grant to fund equipment and supplies necessary to address the sheltering of pets.

Councilor Clark moved to forward R-2012-07 to Council. *The motion was seconded by Vice-President Willingham then unanimously approved 8/o.*

R-2012-08: Resolution – Authorize the Department of Emergency Management to apply for and accept funding in the amount of \$5,000 with a 20% local match

Mr. Miller presented a request to apply and accept funding in the amount of \$5,000.00.

Councilor Major moved to forward R-2012-08 to Council. *The motion was seconded by Vice-President Willingham then unanimously approved 8/o.*

2011 DirectionFinder® Community Survey – Karen Falk, ETC Institute

Interim City Manager Craig Gerhart introduced Karen Falk from the ETC Institute. Ms. Falk presented a summary of the 2011 Community Survey results.

President Buettner asked for a motion to add an Executive Session for the purpose of discussing the Disposition of Real Property and Expenditure of Public Funds.

Vice-President Willingham moved to add the Executive Session. *The motion was seconded by Councilor Veach then unanimously approved 8/o.*

MOTION TO CONVENE IN EXECUTIVE SESSION PURSUANT TO §2.2-3711(A)(3) AND (6) FOR THE PURPOSE OF DISCUSSION OR CONSIDERATION OF THE SUBJECT OF THE DISPOSITION OF AN INTEREST IN REAL PROPERTY AND FOR THE PURPOSE OF DISCUSSION OF THE SUBJECT OF INVESTMENT OF PUBLIC FUNDS WHERE BARGAINING IS INVOLVED, AND WHERE IF MADE PUBLIC, THE BARGAINING POSITION OR FINANCIAL INTEREST OF THE CITY WOULD BE ADVERSELY AFFECTED

Councilor Major moved to convene in Executive Session at 7:12 p.m. *The motion was seconded by Vice-President Willingham then unanimously approved 8/o.*

Vice-Mayor McInturff moved to reconvene in open session at 8:21 p.m. *The motion was seconded by Vice-President Willingham then unanimously approved 8/o.*

Upon returning, each member certified that only public business matters lawfully exempted from open meeting requirements of the Virginia Freedom of Information Act were discussed during the closed meeting, and that only those public business matters identified in the motion which convened the closed meeting were heard, discussed, or considered during the closed meeting.

A roll call vote was taken, the ayes and nays being recorded as shown below:

<u>MEMBER</u>	<u>VOTE</u>
President Buettner	Aye
Councilor Clark	Aye
Councilor Hill	Aye
Vice-President Major	Aye
Vice-Mayor McInturff	Aye

Mayor Minor	Absent
Councilor Tagnesi	Aye
Councilor Veach	Aye
Councilor Willingham	Aye

DISCUSSION: Proposed Minor League Baseball Stadium

Mr. Deskins provided a report that answered the questions raised by citizens during the public hearing at the February 14, 2012 Council meeting.

President Buettner asked for a motion to add a direction to the clerk to advertise for the pending vacancy on Council.

Vice-President Willingham moved to add the motion. *The motion was seconded by Councilor Veach then unanimously approved 8/o.*

Motion to direct the Clerk of Council to advertise for the pending interim appointment to fill the vacancy on Common Council resulting from Vice-President Major's resignation

Vice-President Willingham moved to direct the Clerk of Council to advertise the vacancy. *The motion was seconded by Councilor Tagnesi then unanimously approved 8/o.*

Report of Liaisons

Councilor Veach stated the School Board is looking at options for the John Kerr building as well as Frederick Douglas and the possible tax increase for Eat for Education. The Community Development Committee will be helping with the outside agencies' requests for funding.

Vice-President Willingham stated the OTDB continues to work with Perry on the downtown design. The School Steering Committee for John Kerr and Frederick Douglas is looking at a possible third site for John Kerr Elementary. The CEO of Shenandoah Valley Electric Cooperative called to express his concerns with the recent power outages in the city and to inform him on the upgrades they are planning to do.

Councilor Tagnesi stated the Planning staff gave a briefing on the annual report at the Planning Commission meeting. The report will be sent forward next month.

EXECUTIVE SESSION: MOTION TO CONVENE IN EXECUTIVE SESSION PURSUANT TO §2.2-3711(A)(1) OF THE CODE OF VIRGINIA FOR THE PURPOSE OF DISCUSSION AND CONSIDERATION OF INFORMATION REGARDING THE SUBJECT OF THE EMPLOYMENT, ASSIGNMENT, AND APPOINTMENT OF SPECIFIC PUBLIC OFFICERS APPOINTEES, AND EMPLOYEES OF THE CITY OF WINCHESTER INCLUDING BUT NOT LIMITED TO THE APPOINTMENT OF MEMBERS OF COUNCIL APPOINTED BOARDS AND COMMISSIONS.

President Buettner asked for a motion to add language for the disposition of Publicly Held Real Property for Closed Session Discussion.

Vice –President Willingham moved to add the language. *The motion was seconded by Councilor Veach then unanimously approved 8/o.*

MOTION TO CONVENE IN EXECUTIVE SESSION PURSUANT TO §2.2-3711(A)(1) OF THE CODE OF VIRGINIA FOR THE PURPOSE OF DISCUSSION AND CONSIDERATION OF INFORMATION REGARDING THE SUBJECT OF THE EMPLOYEMENT, ASSIGNMENT, AND APPOINTMENT OF SPECIFIC PUBLIC OFFICERS APPOINTEES, AND EMPLOYEES OF THE CITY OF WINCHESTER INCLUDING BUT NOT LIMITED TO THE APPOINTMENT OF MEMBERS OF COUNCIL APPOINTED BOARDS AND COMMISSIONS AND PURSUANT TO 2.2-3711(A)(3) FOR THE PURPOSE OF DISCUSSION AND CONSIDERATION OF THE SUBJECT OF THE DISPOSITION OF PUBLICLY HELD REAL PROPERTY WHERE DISCUSSION IN AN OPEN MEETING WOULD ADVERSELY AFFECT THE BARGAINING POSITION OR NEGOTIATING STRATEGY OF THE PUBLIC BODY

Vice-President Willingham moved to convene in executive session at 8:28 p.m. *The motion was seconded by Councilor Veach then unanimously approved 8/o.*

Vice-President Willingham moved to reconvene in open session at 9:33 p.m. *The motion was seconded by Councilor Clark then unanimously approved 8/o.*

Upon returning, each member certified that only public business matters lawfully exempted from open meeting requirements of the Virginia Freedom of Information Act were discussed during the closed meeting, and that only those public business matters identified in the motion which convened the closed meeting were heard, discussed, or considered during the closed meeting.

A roll call vote was taken, the ayes and nays being recorded as shown below:

<u>MEMBER</u>	<u>VOTE</u>
President Buettner	Aye
Councilor Clark	Aye
Councilor Hill	Aye
Vice-President Major	Aye
Vice-Mayor McInturff	Aye
Mayor Minor	Absent
Councilor Tagnesi	Aye
Councilor Veach	Aye
Councilor Willingham	Aye

Submitted Written Reports
Fire & Rescue Department

Police Department
Finance Department

Adjourn

On a motion from Vice-President Willingham, the meeting adjourned at 9:33 p.m.